UNITED STATES DISTRICT COURT

District of   **MASSACHUSETTS**

ROBERT COOPERSMITH and ALLEN
ECKERT, Individually and on Behalf of
all Others Similarly Situated,

V.

SUMMONS IN A CIVIL CASE

03 ᶜᵛ 12205 MLW

CASE NUMBER:

LEHMAN BROTHERS INC.

TO: (Name and address of Defendant)

Lehman Brothers Inc.

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Thomas G. Shapiro
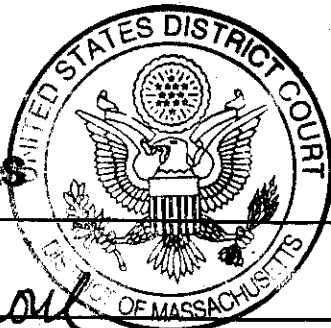Shapiro Haber & Urmy LLP
75 State Street
Boston, Massachusetts 02109

an answer to the complaint which is herewith served upon you, within _____ 20 _____ days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

Service is hereby accepted this __14TH__ day of __JAN.__, 2004

TONY ANASTAS

_____
CLERK

_____
(By) DEPUTY CLERK

_____
Attorney for Defendant Lehman Brothers Inc.

11-10-03
_____
DATE

AO 440 (Rev. 10/93) Summons in a Civil Action

RETURN OF SERVICE

Service of the Summons and complaint was made by me[1]	DATE
NAME OF SERVER (PRINT)	TITLE

Check one box below to indicate appropriate method of service

☐ Served personally upon the third-party defendant. Place where served: _____

_____

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left: _____

☐ Returned unexecuted: _____

_____

☒ Other (specify): _Accepted by agreement of counsel —_ _[signature]_

_____

STATEMENT OF SERVICE FEES

TRAVEL	SERVICES	TOTAL

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on _____   _____
                    Date   *Signature of Server*

_____
                              Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.